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DAVID GRINER dgriner@sgnlaw.com

November 29, 2007

## Fax

Name:

Examiner Olsen

Art Unit:

1763

Organization:

United States Patent and Trademark Office

Fax:

1-571-273-8300

From:

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(512) 306-1963 November 29, 2007

Date:

Subject:

Notice of Appeal

Docket No.:

F125

Pages:

33 pages (including this coversheet)

APPLICATION No.: 10/758,966

**ART UNIT: 1763** 

FILING DATE:

January 16, 2004

EXAMINER: Allan W. Olsen

INVENTOR(S):

Diane K. Stewart et al.

TITLE:

Electron Beam Processing for Mask Repair

In connection with the above-identified patent application, applicants submit the following:

- 1. Fee Transmittal (in duplicate) (1 p);
- 2. Appeal Brief (26 pp.)
- 3. Petition for Extension of Time (in duplicate) (1 p); and
- 4. PTO-2038 Credit Card Form (1 p)

David Griner

Patent Reg. No.: 47,614

Applicants attempted to fax file the attached documents on November 28, 2007. The Auto-Reply Facsimile Transmission form received back from the PTO indicated that not all pages were received. Accordingly, Applicants are resubmitting the entire Appeal Brief and all transmittal documents.

CONFIDENTIALITY NOTICE: Unless otherwise indicated or obvious from the nature of the transmittal, the information contained in this facsimile message is attorney privileged and confidential information intended for the use of the individual or entity named above. If the reader of this message is not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify the sender by telephone and return the original message to SCHEINBERG & GRINER, LLP at the above address via the U.S. Postal Service at our expense.

PAGE 1/33 \* RCVD AT 11/29/2007 4:50:09 PM [Eastern Standard Time] \* SVR:USPTO-EFXRF-5/7 \* DNIS:2738300 \* CSID:512 306 1963 \* DURATION (mm-ss):06-44

PTO/SB/17 (10-07) Approved for use through 06/30/2010. OMB 0651-0032

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Fees pursuant to the Consolid		Application Num	ber 10/7	58,966				
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			F	irst Named Inve	entor Diar	e K. Stewart FAV GEN		
Applicant claims sma		Examiner Name Alla		n W. Olsen				
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FEE CALCULATION								
1. BASIC FILING, SEA								
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Application Type	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fees Paid (\$)	
Utility	310	155	510	255	210	105		
Design	210	105	100	50	130	<b>6</b> 5		
Piant	210	105	310	155	160	80		
Reissue	310	155	510	255	620	310		
Provisional	210	105	0	0	0	0		
2. EXCESS CLAIM FE	ES					Fee (\$)	Small Entity Fee (\$)	
Fee Description Each claim over 20	(including E	leissues)				50	25	
			es)			210	105	
Each independent claim over 3 (including Reissues) Multiple dependent claims							185	
Total Claims	Extra Clair	ms Fee (\$)	Fee I	Paid (\$)		<u>Multiple D</u>	ependent Claims	
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3. APPLICATION SIZE  If the specification ar		exceed 100 sheet	s of nan	er (excluding (	electronica	lly filed seque	ence or computer	
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4. OTHER FEE(\$)  .Non-English Specification, \$130 fee (no small entity discount)								
Other (e.g., late filing surcharge): Petition for Extension of Time- 2 months								
SUBMITTED BY								
Registration No. 47 644 Telephone 512.6								
Ignature (Attorney/Agent) 47,014 Date November 2								

This collection of information is required by \$7 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Petent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patients, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

FAX No. 512 306 1963

PTO/SB/17 (10-07)
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rademark Office; U.S. DEPARTMENT OF COMMERCE

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Fees	Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).						10/758,966		<b>PESS</b>	VED	
1	FEE TRANSMITTAL For FY 2008						01/16/2004		PAL PA	X BENTE	
1						First Named Inventor		01/16/2004 Diane K. Stewart			
						Examiner Name		Allan W. Olsen		9 2007	
· <del> </del>	Applicant claims small entity status. See 37 CFR 1.27						1763				
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1	listings under 37 CFI	R 1.52(e)),	the application :	size fee	e due is \$260 (\$	130 for	r small en	tity) for eac	ch addition	al 50	
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